

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 186 - SB 285

February 15, 2017

SUMMARY OF BILL: Authorizes a \$250 fee to be assessed against any defendant convicted of reckless driving and simple possession or casual exchange of a controlled substance when a blood alcohol or drug concentration test is administered.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Tennessee Code Annotated § 55-10-413(f) authorizes a \$250 fee to be assessed in various cases in which a defendant is convicted and a blood alcohol or drug concentration test is administered. The proposed legislation adds reckless driving and simple possession or casual exchange of a controlled substance to the list of offenses.
- The \$250 fee is collected by the court clerk and forwarded to the State Treasurer. The fee is put into a separate fund for the exclusive use of the Tennessee Bureau of Investigation (TBI).
- Reckless driving and simple possession or casual exchange of a controlled substance were listed in Tenn. Code Ann. § 55-10-413(f) prior to July 1, 2016, but Public Chapter 876 of the Acts of 2016 amended Tenn. Code Ann. § 55-10-413(f) and omitted the offense.
- Any decrease in fee revenue occurring since July 1, 2016, as a result of Public Chapter 876, is estimated to be not significant. Therefore, putting the offenses back into Tenn. Code Ann. § 55-10-413(f) will not significantly impact TBI's current revenue stream from blood alcohol or drug concentration tests.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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